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Paper No. 3

Jeng-Neng Hwang
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Redmond WA 98052

In re Application of
Hwang, et al.
Application No.: 10/014,133
Filed: November 7, 2001
Attorney Docket No. HMTG03

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JUL 1 2 2002

OFFICE OF PETITIONS

: DECISION DISMISSING
: PETITION

This is a decision on the petition, filed May 29, 2002, requesting that the above-identified application be accorded a filing date of November 7, 2001, instead of the presently accorded date of November 4, 2001.

The petition is **dismissed**.

Any request for reconsideration of this decision should include a cover letter entitled "Reconsideration Petition under 37 CFR 1.10(c)." Petitioner is advised that this is not a final agency decision.

The petition will not be treated because the petition is not signed by either (1) all the named inventors, (2) the owner to the rights of the inventor (the assignee), or (3) a registered attorney or agent duly appointed by the inventors or owners, as is required by 37 CFR 1.33 (b).

Applicants have three options. Applicants could resubmit the petition (1) signed by both inventors or (2) signed by the assignee (if any), or (3) signed by a newly appointed registered representative. If petitioners chose to appoint a representative, then power of attorney documentation must be submitted at the same time the re-signed petition is filed. Both inventors must sign any power of attorney documents.

Petitioners are required to resubmit the petition, signed by the appropriate party/parties, unless petitioners appoint Mr. Hwang. In that case, the power of attorney to Mr. Hwang will be retroactively effective with respect to the May 29, 2002 petition and the May 29, 2002 will be treated.

Further correspondence with respect to this matter should be addressed as follows:

By mail: Assistant Commissioner for Patents
 Box DAC
 Washington, D.C. 20231
 Attn: Office of Petitions
 E. Shirene Willis

By facsimile: (703) 308-6916
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By hand: Office of Petitions -- E. Shirene Willis
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Any inquiries pertaining to this matter may be directed to the undersigned at (703) 308-6712.



E. Shirene Willis
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for Patent Examination Policy